

RESOLUTION NO. 2016-41

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF
WHITESTOWN, INDIANA APPROVING (1) AN AMENDMENT
TO A DECLARATORY RESOLUTION AND ECONOMIC
DEVELOPMENT PLAN OF THE WHITESTOWN
REDEVELOPMENT COMMISSION AND (2) THE ORDER OF
THE PLAN COMMISSION RELATED THERETO**

WHEREAS, on February 25, 2005, the Whitestown Redevelopment Commission (the “Commission”) of the Town of Whitestown, Indiana (the “Town”) adopted its Declaratory Resolution (the “Original Declaratory Resolution”) and Economic Development Plan for the Perry Industrial Park Economic Development Area No. 1 (the “Original Plan”); and

WHEREAS, the Original Declaratory Resolution and the Original Plan were subsequently approved by the Boone County Area Plan Commission and Town Council of the Town, and following a public hearing thereon, the Original Declaratory Resolution and the Original Plan were confirmed by the Commission on June 15, 2005; and

WHEREAS, the Original Declaratory Resolution and the Original Plan, as confirmed by the Commission, established the Perry Industrial Park Economic Development Area No. 1 (the “Area”) in the Town as an economic development area under Indiana Code 36-7-14 and 36-7-25 (collectively, the “Act”) and as an allocation area under Indiana Code 36-7-14-39; and

WHEREAS, on February 26, 2007, the Commission adopted a resolution (the “2007 Resolution”) amending the Original Declaratory Resolution and Original Plan for the Area to add certain additional projects to be implemented under the Original Plan and to increase the cost estimates for projects to be undertaken pursuant to the Original Plan (the Original Declaratory Resolution as amended by the 2007 Resolution, the “Declaratory Resolution” and the Original Plan as amended by the 2007 Resolution, the “Plan”); and

WHEREAS, on September 6, 2016, the Whitestown Redevelopment Commission (the “Commission”) adopted a resolution (the “Amending Declaratory Resolution”) amending the Declaratory Resolution and the Plan for the Area to include certain additional projects as described therein; and

WHEREAS, the Whitestown Plan Commission (the “Plan Commission”) approved the amendments to the Declaratory Resolution and the Plan on September 12, 2016; and

WHEREAS, the Act requires approval of the Amending Declaratory Resolution, the amendments to the Plan and the action of the Plan Commission by the Town Council of the Town;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town, as follows:

Section 1. The Amending Declaratory Resolution and the amendments to the Plan and the Declaratory Resolution contained therein are in all respects approved, ratified and confirmed by the Town Council of the Town.

Section 2. The action of the Plan Commission approving the amendments to the Plan and the Declaratory Resolution, contained in the Amending Declaratory Resolution, and approving the Amending Declaratory Resolution is in all respects approved, ratified and confirmed by the Town Council of the Town.

Section 3. The determination of the Commission that the Area is an economic development area pursuant to the Act is in all respects approved, ratified and confirmed.

Section 4. The Clerk-Treasurer of the Town is hereby directed to file a copy of the Amending Declaratory Resolution, including the amendments to the Plan and the approving order of the Plan Commission, with the permanent minutes of this meeting.

Section 5. This resolution shall be effective from and after passage.

Adopted this 14th day of September, 2016, by a vote of _____ ayes and _____ nays.

TOWN OF WHITESTOWN, INDIANA
TOWN COUNCIL

Eric Miller, President

Susan Austin, Council Member

Clinton Bohm, Council Member

Jeff Wishek, Council Member

Kevin Russell, Council Member

ATTEST:

Matt Sumner, Clerk-Treasurer